

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Yoshinobu Akimoto, et al.      **Examiner:** Melanie J. Yu  
**Serial No.:** 10/508,815      **Art Unit:** 1641  
**Filed:** September 22, 2004      **Docket:** 18252  
**For:** TEST PIECE FOR ANALYZING ORGANISM-ORIENTED SUBSTANCE, MANUFACTURING METHOD THEREFOR, AND EXAMINATION METHOD FOR TEST PIECE FOR ORGANISM-ORIENTED SUBSTANCE  
**Conf. No.:** 5930

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

Pursuant to the restriction requirement imposed in the Official Action dated May 29, 2007, Applicants elect the claims of Group II, i.e., Claims 10, 11 and 29-41 for continued prosecution herein.

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**CERTIFICATE OF ELECTRONIC FILING**

I hereby certify that this correspondence is being deposited with the United States Patent & Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website, on June 29, 2007.

Dated: June 29, 2007

Thomas Spinelli

Claims 1-44 are present in the above-captioned application and have been subjected to restriction under 35 U.S.C. § 121. Specifically, the Official Action avers that the following inventions are present in the claims:

Group I, Claims 1-9 and 18-28 are drawn to a method for manufacturing a test piece comprising the special technical feature of fixing a specific binding substance;

Group II, Claims 10, 11 and 29-41 are drawn to a product comprising the special technical feature of a fixed specific binding substance; and

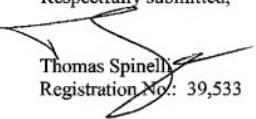
Group III, Claims 12-17 are drawn to an examination method of using a test piece comprising the special technical feature of supplying a labeled examination substance.

It is the Examiner's position that the inventions listed as Groups I -III are distinct from each other.

In response to the Examiner's requirement for restriction, Applicants elect to prosecute the subject matter of Group II, Claims 10, 11 and 29-41. However, Applicants reserve the right under 35 U.S.C. § 121 to file one or more divisional applications directed to the non-elected subject matter in this application.

In view of the foregoing, an examination on the merits of the elected claims, at an early date, is earnestly solicited.

Respectfully submitted,

  
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